

**UNITED STATES DISTRICT COURT FOR THE  
SOUTHERN DISTRICT OF NEW YORK**

----- X  
SERVISIO SIMMON :  
 :  
 :  
 : Plaintiff(s), : 1:23-CV-01489-DLC  
 :  
 : v. :  
 :  
 : CITY OF NEW YORK, ET AL :  
 :  
 : Defendant(s). :  
 :  
----- X


**AFFIDAVIT OF SERVISIO SIMMON IN OPPOSITION TO MOTION FOR JUDGMENT ON  
THE PLEADINGS**

STATE OF NEW YORK )  
 ) ss.:  
COUNTY OF QUEENS )

SERVISIO SIMMMON, being duly sworn, deposes and says:

1. I am over 18 years of age, of sound mind and otherwise competent to make this Affidavit. The evidence set out in the foregoing Affidavit is based on my personal knowledge.
2. I have reviewed the "General Release" that was attached as Exhibit One to this Affidavit.
3. This is the first time I have ever seen this document.
4. As a result of me having never seen this document, I have never read the terms of this Release nor had the terms read to me.
5. I did not sign this document.
6. My attorney asked if they could sign settlement paperwork on my behalf. I was not informed nor notified that there was general release that would extinguish all of my other claims.

[REMAINDER INTENTIONALLY LEFT BLANK]



SERVISIO SIMMON

Sworn to before me this 1<sup>st</sup>  
day of ~~August~~, 2023

September



NOTARY PUBLIC

Lisa M. Minor  
Notary Public, State of New York  
No. 01MI5049230  
Qualified in Bronx County  
Commission Expires: 10/02/2025